

REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL

SEPTEMBER 22, 2003

The **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** was held on Monday, September 22, 2003, at 7:00 p.m., in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina.

PRESENT: Mr. James H. Rozier, Jr., Supervisor-Chairman; Mr. Milton Farley, Councilmember District No. 1; Ms. Judith K. Spooner, Councilmember District No. 2; Mr. William E. Crosby, Councilmember District No. 3; Mr. Charles E. Davis, Councilmember District No. 4; Mr. Dennis L. Fish, Councilmember District No. 5; Mrs. Judy C. Mims, Councilmember District No. 6; Mr. Caldwell Pinckney, Jr., Councilmember District No. 7; Mr. Steve C. Davis, Councilmember District 8; Mr. D. Mark Stokes, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council.

Pursuant to the Freedom of Information Act, notice of the meeting date, time, place and agenda was posted on the bulletin board at the entrance of the County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina and the Berkeley County Library, and mailed to the newspapers, radio stations, television stations and concerned citizens.

Chairman Rozier called the meeting to order; Councilmember Spooner led in the invocation; and Councilmember Crosby led in the Pledge of Allegiance to the Flag of the United States of America.

APPROVAL OF MINUTES:

Chairman Rozier asked Council's approval of the Minutes for the following meetings: Special Meeting of County Council, August 11, 2003. Public Hearings; Bills Numbered 03-33, 03-34, 03-35, 03-36, 03-37, 03-38, 03-39, 03-42, 03-46 and 03-47; Community Development Block Grant; and Regular Council Meeting, August 25, 2003.

It was moved by Councilmember Crosby and seconded by Councilmember Pinckney to approve the Minutes as presented. The motion passed by unanimous voice vote of Council.

PUBLIC DISCUSSION

Mr. Edwin Rodgers of 1912 Rockfish Road, Pimlico addressed Council and explained he was President of the Pimlico Civic Club and stated it was time for Pimlico to heal and to begin to operate again in the interest of the community. Therefore, he would recommend, and request, that County Council approve, and pass, the pending Resolution by which changes could be made to the bylaws of the STD. More specifically, two major changes; 1) Registered Voters within the district in lieu of property owners be allowed to vote for the Commissioners and; 2) No lump sum expenditures in excess of

\$25,000 be made, except in case of an emergency, without first being discussed at a public meeting. He stated that Pimlico has come a long way over the years and it is time for them to be whole again and move forward with positive efforts.

Chairman Rozier indicated that an Executive Session was not needed.

CHAIRMAN OF COUNTY COUNCIL

Chairman Rozier informed Council that the Department of Natural Resources had contacted him in regard to an explosive growth of water hyacinths in the rivers. The County has not had a problem with this type of growth in 16 years but fortunately this growth occurred at a time when DNR had the Aquatic Weed Controllers from Florida present to spray. DNR explained immediate action would be necessary and explained within two weeks the excessive growth could clog every boat landing and create additional problems. Also, if the Weed Controllers had to return it would cost \$20,000 to \$25,000. Chairman Rozier explained he had taken care of the problem for \$8,000 while the Weed Controllers were in the area. This action would be described as an emergency expenditure and prevented having to call the Controllers back.

Chairman Rozier next recommended that Council go to two meetings per month instead of three. Normally, there are four to five Committee meetings per month but all committees do not meet each month. If all the Committees met on the second Monday, except Finance and on the third Monday Public Hearings and the Finance Meeting could be held prior to the Regular Council Meeting. He stated that would reserve the fourth Mondays for other concerns and anything that needed to be cleaned up. Chairman Rozier entertained comments from Council.

Councilmember Steve Davis stated that it is very rare that he agrees with the Post & Courier but it recently stated that County Council not terminate the Board of Zoning and Appeals and make it a responsibility of Council. He continued he didn't want them to give up a night and create a night for the Board of Zoning & Appeals.

Councilmember Fish indicated he favored the two meeting nights a month.

Councilmember Farley asked would the meetings begin earlier?

Chairman Rozier explained that 6:00 p.m. might be the earliest some of the citizens could come.

It was moved by Councilmember Spooner and seconded by Councilmember Crosby that seven Committees meet on the second Monday and Public Hearings, Finance and Regular Council on the third Monday. Also, that if this change became too cumbersome Council could revert back to the original way. The motion passed by unanimous voice vote of Council.

Chairman Rozier recommended that a Public Hearing be scheduled for the International Building Codes in October. He stated the General Assembly passed a Bill mandating that every County that has zoning adopt the International Building Codes.

Mr. Stokes indicated the matter was tabled before full Council and would require a motion to be taken from the table.

Councilmember Pinckney asked that the verbiage be very simplistic so that the public would understand. He indicated that there was an increase in fees for building permits for the rural unincorporated areas and he didn't want the citizens to think that this was the same thing.

Chairman Rozier stated that the permit fees increase had to do with Southern Building Codes, which had been adopted earlier. The International Building Codes are much stricter and the Building Codes Council of the State mandated adoption but did not have the authority to do so. At this point legally the County may not have any alternative than to adopt the International Building Codes. The County could be held liable for anything that could go wrong under the Southern Building Code.

Mr. Stokes indicated he would not concede liability on any issue but it could certainly open the gates for those type suits to be filed.

Councilmember Mims asked how would that affect cost?

Chairman Rozier indicated that the cost of permits would not go up but the cost of building a house could go up an additional 10 – 15 percent.

Councilmember Fish asked if Council were required to adopt the Code in its entirety or were they allowed to make changes to certain sections?

Chairman Rozier responded when the Codes initially came out it was explained that amendments were possible. However, should amendments be made the same door of possible liability would be opened.

Councilmember Steve Davis asked how many counties out of the 46 in South Carolina have adopted the International Building Codes?

Chairman Rozier explained every County was required to have Building Codes and Berkeley County was the only county that had not adopted the International Building Codes.

It was moved by Councilmember Pinckney and seconded by Councilmember Fish to remove the International Building Codes from the table and schedule a Public Hearing. The motion passed by unanimous voice vote of Council.

THIRD READINGS:

“BILL NO. 03-43, AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF THE TRANSFER OF AUTHORITY FOR CONDUCTING MUNICIPAL ELECTIONS IN THE TOWN OF ST. STEPHEN TO THE BERKELEY COUNTY VOTER REGISTRATION AND ELECTION COMMISSION; TO DEFINE THE POWERS, DUTIES AND RESPONSIBILITIES ASSUMED BY THE BERKELEY COUNTY VOTER REGISTRATION COMMISSION FOR THE CONDUCT OF MUNICIPAL ELECTIONS IN THE TOWN OF ST. STEPHEN; TO PROVIDE FOR THE REIMBURSEMENT OF ALL COSTS AND EXPENSES INCURRED BY THE BERKELEY COUNTY VOTER REGISTRATION AND ELECTION COMMISSION IN THE CONDUCT OF SUCH MUNICIPAL ELECTIONS; AND TO PROVIDE FOR OTHER MATTERS RELATING THERETO.”

It was moved by Councilmember Pinckney and seconded by Councilmember Spooner to approve **Bill No. 03-43** for Third and Final Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 03-09-53 is attached to these Minutes.)

“BILL NO. 03-44, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #232-00-02-136.” (Dean Hensley)

It was moved by Councilmember Fish and seconded by Councilmember Charles Davis to approve **Bill No. 03-44** for Third and Final Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 03-09-54 is attached to these Minutes.)

“BILL NO. 03-45, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #142-04-02-032.” (Frederick Marion)

It was moved by Councilmember Steve Davis and seconded by Councilmember Pinckney to approve **Bill No. 03-45** for Third and Final Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 03-09-55 is attached to these Minutes.)

“BILL NO. 03-48, AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF TAX AGREEMENT AND CERTAIN INSTRUMENTS RELATING THERETO BY AND BETWEEN BERKELEY COUNTY AND MARINE BARGE COMPANY, LLC WHEREBY, BERKELEY COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAXES ARRANGEMENT WITH MARINE BARGE COMPANY, LLC; PROVIDING FOR PAYMENT BY MARINE

BARGE COMPANY, LLC OF CERTAIN FEES IN LIEU OF AD VALOREM TAXES;
AND OTHER MATTERS RELATING THERETO.”

It was moved by Councilmember Fish and seconded by Councilmember Crosby to approve **Bill No. 03-48** for Third and Final Reading. The motion passed by unanimous voice vote of Council. (A copy of Ordinance No. 03-09-56 is attached to these Minutes.)

Berkeley County Council Rules allows all bills to be given second reading by one motion as a collective group. Any member may object to a particular bill and it shall be separated from the collective group and handled by a separate motion

Councilmember Farley asked that all Bills be given Second Reading by one motion as a collective group. There was no objection.

SECOND READINGS:

“BILL NO. 03-49, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #222-11-00-027.”
(Jennifer & Chuck Stewart)

“BILL NO. 03-50, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #142-14-00-006.”
(Arnold Singletary)

“BILL NO. 03-51, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #209-06-00-017.” *(June Valimont for Emily Chaffin)*

“BILL NO. 03-52, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #244-05-01-006.”
(Arthur & Cleveland Seel)

“BILL NO. 03-53, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #222-00-00-002.” *(Fred St. Laurent, Jr. for Lottie Altman)*

“BILL NO. 03-54, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH

CAROLINA IN REGARDS TO APPROVED USES OF TMS #180-14-02-018.”
(Richard Hartley)

“**BILL NO. 03-55**, AN ORDINANCE GRANTING A FRANCHISE FOR THE CONSTRUCTION, ACQUISITION, OPERATION, AND MAINTENANCE OF A CABLE TELEVISION SYSTEM WITHIN THE SPECIFIC UNINCORPORATED AREAS OF THE COUNTY OF BERKELEY TO BERKELEY CABLE TELEVISION, INC. AND TO REPEAL ORDINANCE NO 95-10-37 IN ITS ENTIRETY.”

“**BILL NO. 03-56**, A SECOND SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BERKELEY COUNTY SOUTH CAROLINA, WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 2003B, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$3,500,000; PRESCRIBING THE FORM AND DETAILS OF SUCH BONDS; AND OTHER MATTERS RELATING THERETO.”

“**BILL NO. 03-57**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF BERKELEY COUNTY, SOUTH CAROLINA, SOLID WASTE HAULER SURETY BONDS.”

It was moved by Councilmember Farley and seconded by Councilmember Mims to approve **Bills Numbered 03-49, 03-50, 03-51, 03-52, 03-53, 03-54, 03-55, 03-56 and 03-57** for Second Reading. The motion passed by unanimous voice vote of Council.

Chairman Rozier stated there were four Bills for First Reading and explained that that there would be no discussion or vote on Bills for First Reading. The bills would be read into the record by title and sent to the proper Committee for discussion.

FIRST READINGS:

“**BILL NO. 03-58**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #087-00-05-034.”
(Edwardine Harrell)

“**BILL NO. 03-59**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #222-11-00-066.” (Amam Abbas)

“**BILL NO. 03-60**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #271-00-02-146.” (Aaron & Eli Hyman)

“BILL NO. 03-61, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA IN REGARDS TO APPROVED USES OF TMS #263-00-01-010.”
(Robbie & Ann Brunson)

RESOLUTIONS:

“RESOLUTION IDENTIFYING PROJECT LJD FOR CONSIDERATION OF A FEE IN LIEU OF TAX ARRANGEMENT BETWEEN BERKELEY COUNTY, SOUTH CAROLINA, AND A PARTICULAR COMPANY.”

It was moved by Councilmember Crosby and seconded by Councilmember Fish to adopt the Project LJD Resolution. The motion passed by unanimous voice vote of Council. (A copy of Resolution No. R 03-46 is attached to these Minutes.)

“RESOLUTION AUTHORIZING AN AMENDMENT TO THE PIMLICO SPECIAL TAX DISTRICT BY LAWS.”

It was moved by Councilmember Crosby and seconded by Councilmember Spooner to adopt the Resolution amending the Pimlico Special Tax District By Laws. (A copy of Resolution No. R 03-47 is attached to these Minutes.)

Councilmember Spooner indicated that residents from Pimlico were present and explained that the budget had been passed but had zeros in several line items. Monies from those line items were placed in the Contingency line item. The question had been raised could money be transferred from contingency without a Resolution. Mr. D. Stokes, County Attorney, explained that since the Commission follows the County's bids and purchases process, they would also need to follow the rule of the County, and that is if any line item falls under the amount budgeted and is under \$2,000 no action would be required by County Council.

Councilmember Fish asked if the \$2,000 expenditure would be allowed for normal operating expense?

Councilmember Spooner stated that did not include capital but for line items in the operational section of the budget. She explained funds could not be transferred from capital to operating, etc. For example, if the funds were in the personnel section of the budget then the funds must stay within that section.

The motion passed by unanimous voice vote of Council.

REPORTS FROM STANDING COMMITTEES:

COMMITTEE ON FINANCE, Mr. Dennis L. Fish, Chairman.

Councilmember Fish stated the Committee met on September 15 and all matters had been taken care of on tonight's agenda.

COMMITTEE ON LAND USE, Mr. Milton Farley, Chairman.

Councilmember Farley stated the Committee met on September 15, 2003 and many of the items before them had been taken care of on tonight's agenda. Also, the request Mr. Steve Davis for 112 lots on Thomas Island had been withdrawn. (That concluded Mr. Farley's report.)

COMMITTEE ON PUBLIC WORKS AND PURCHASING, Mr. Caldwell Pinckney, Chairman.

Councilmember Pinckney stated the Committee met on September 15, 2003.

Councilmember Pinckney stated that on recommendation of the Committee he moved to approve a variance to the County's Road Standard to allow existing landscaping including trees, masonry walls, and subdivision sign to remain within the right-of-way of Cooper River Boulevard at the entrance to Stoney Landing Subdivision in the Town of Moncks Corner. The Landscaping is to be maintained by the developer until it is turned over to the Homeowner's Association, which would be responsible for maintenance. (No Second Required)

The motion passed by unanimous voice vote of Council. (That concluded Councilmember Pinckney's report.)

There was no report from the following Committees:

JUSTICE AND PUBLIC SAFETY, Mrs. Judy C. Mims, Chairman.
PLANNING & DEVELOPMENT, Mr. Charles E. Davis, Chairman
HUMAN SERVICES, Mr. William E. Crosby, Chairman

COMMITTEE ON COMMUNITY SERVICES, Mrs. Judith K. Spooner, Chairman.

Councilmember Spooner stated the Committee met on September 15, 2003 and all matters had been taken care of.

COMMITTEE ON WATER AND SANITATION, Mr. Steve C. Davis, Chairman.

Councilmember Steve Davis stated the Committee met on September 15, 2003 and several items were taken care of on tonight's agenda.

Councilmember Steve Davis stated that on recommendation of the Committee he moved to approve the Summerville Water and Sewer Area Agreement. (No Second Required)

The motion passed by unanimous voice vote of Council. (That concluded Councilmember Steve Davis's report.)

There were no **NOMINATIONS FOR MEMBERSHIP ON BOARDS AND COMMISSIONS, ETC.**

There was no **CORRESPONDENCE**

No **NEW** or **UNFINISHED BUSINESS.**

Chairman Rozier announced that the Regular Council Meetings would be held on the third Mondays following the Finance Committee and Public Hearings. All other Committees would meet on the second Mondays.

It was moved by Councilmember Crosby and seconded by Councilmember Fish to adjourn. The motion passed by unanimous voice vote of Council.

Berkeley County Council adjourned at 7:30 for execution of documents.

Chairman Rozier reconvened the meeting for Public Discussion.

PUBLIC DISCUSSION

Mr. James M. Jackson of 2482 Hwy. 17 A, Bonneau addressed Council in regard to Bill No. 03-58, Edwardine Harrell, and expressed his opposition to rezoning the property to Light Industrial. He stated he owns approximately 32 acres across from this property and could only see the rezoning as detrimental to the value of his property, as well as the environmental impact on the property and any nuisance created by the industry. He also indicated that if the property were being rezoned for a boat manufacturer and if it were to be a recreational facility, such as Scout, he could not see the need for 33 acres to be zoned industrial. An even greater concern would be if the boat manufacturer would use just a part of the 33 acres something else unforeseen could come into the area; "And God knows what that might be". Mr. Jackson continued he was looking forward to retirement and considered his property to be a savings account toward his golden years. Currently, acetone and fiberglass rosin going into their water table was not a worry.

Ms. Lydia Caddell of 1137 Mail Route Rd, Bonneau addressed Council in regard to Bill No. 03-58, Edwardine Harrell, and reminded Council that the Berkeley County Comprehensive Plan of 1990, a 20-year plan for the future of Berkeley County, deemed Macedonia a rural village. She asked that industrial businesses be kept away from rural

villages and asked that the neighboring landowners be considered. Ms. Baker asked that Council deny the request in order to preserve the rural heritage of the Macedonia area.

The Public Discussion ended at 7:52 p.m.

S/Barbara B. Austin
Clerk of County Council

October 20, 2003
Date Approved

The **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** to be held on **Monday September 22, 2003**, is scheduled to begin at 7:00 P.M., in the **ASSEMBLY ROOM, BERKELEY COUNTY OFFICE BUILDING, 223 NORTH LIVE OAK DRIVE, MONCKS CORNER, S. C.**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

APPROVAL OF MINUTES:

Special Meeting of County Council	August 11, 2003
Public Hearings: Bills Numbered: 03-33, 03-34, 03-35, 03-36, 03-37, 03-38, 03-39, 03-42, 03-46, and 03-47	August 25 2003
Public Hearing: Community Development Block Grant	August 25, 2003
Regular Council Meeting	August 25, 2003

PUBLIC DISCUSSION - Request to be heard must be made prior to Call to Order and comments must be limited to Agenda items being considered for final action.

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the County in other adversary situations involving the assertion against the County of a claim.

CHAIRMAN OF COUNTY COUNCIL

THIRD READING:

1. **Bill No. 03-43, An Ordinance** authorizing the acceptance of the transfer of authority for conducting municipal elections in the Town of St. Stephen to the Berkeley County Voter Registration and Election Commission; to define the powers, duties and responsibilities assumed by the Berkeley County Voter Registration Commission for the conduct of Municipal Elections in the Town of St. Stephen; to provide for the reimbursement of all costs and expenses incurred by the Berkeley County Voter Registration and Election Commission in the conduct of such Municipal Elections; and to provide for other matters relating thereto.

[Recommended by Committee on Community Services]

2. **Bill No. 03-44, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Dean Hensley**, Day Road, Summerville, TMS # 232-00-02-136, (2.41 acres portion, 13.924 acres total), **from LI, Light Industrial, to GC, General Commercial District**. Council District No. 4.

[Recommended by Committee on Land Use]

3. **Bill No. 03-45, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Frederick Marion**, Mitten Lane, Moncks Corner, TMS #142-04-02-032, (.13 acre portion, .64 acre total), **from F-1, Agricultural District, to RNC, Rural and Neighborhood Commercial District**. Council District No. 8.

[Recommended by Committee on Land Use]

4. **Bill No. 03-48, An Ordinance** authorizing the execution and delivery of a Fee-In-Lieu of Tax Agreement and certain instruments relating thereto by and between Berkeley County and **Marine Barge Company, LLC** whereby, Berkeley County will enter into a Fee-In-Lieu of taxes arrangement with Marine Barge Company, LLC; providing for payment by Marine Barge Company, LLC of certain fees in lieu of Ad Valorem Taxes; and other matters relating thereto.

[Recommended by Committee on Finance]

Berkeley County Council Rules allows all bills to be given second reading by one motion as a collective group. Any member may object to a particular bill and it shall be separated from the collective group and handled by a separate motion.

SECOND READING:

1. **Bill No. 03-49, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Jennifer & Chuck Stewart**, 601 Myers Road, Summerville, TMS# 222-11-00-027, (1.94 acres), **from GC, General Commercial District, to R-1MM, Multi-Section Manufactured Residential District**. Council District 4.

[Recommended by Committee on Land Use]

2. **Bill No. 03-50, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Arnold Singletary for Cohen Gaskins**, 726 S. Live Oak Drive, Moncks Corner, TMS# 142-14-00-006, (1 lot), **from R-2, Mobile Home Residential District, to GC, General Commercial District**. Council District 8.

[Recommended by Committee on Land Use]

3. **Bill No. 03-51, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **June Valimont for Emily Chaffin**, 308 Pye Lane, Summerville, TMS# 209-06-00-017, (4.58 acres),

from R-2 Mobile Home Residential District, to R2-RF, Mobile Home Rural Farm Residential District. Council District 6.

[Recommended by Committee on Land Use]

4. **Bill No. 03-52, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Arthur & Cleveland Seel**, Liberty Hall Road, Goose Creek, TMS# 244-05-01-006, (1.15 acres), **from R-2, Mobile Home Residential District, to CG, General Commercial District.** Council District 3.

[Recommended by Committee on Land Use]

5. **Bill No. 03-53, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Fred St. Laurent, Jr. for Lottie Altman**, 2833 N. Main St., Summerville, TMS# 222-00-00-002, (1 lot), **from PDMU, Planned District Mixed Use, to GC, General Commercial District.** Council District 4.

[Recommended by Committee on Land Use]

6. **Bill No. 03-54, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Richard Hartley**, 2155 S. Live Oak Dr., Moncks Corner, TMS# 180-14-02-018, (1 lot), **from R-2, Mobile Home Residential District, to GC, General Commercial District.** Council District 6.

[Recommended by Committee on Land Use]

7. **Bill No. 03-55, An Ordinance** granting a franchise for the construction, acquisition, operation, and maintenance of a cable television system within the specific unincorporated areas of the County of Berkeley to **Berkeley Cable Television, Inc.** and to repeal Ordinance Number 95-10-37 in its entirety.

[Recommended by Committee on Finance]

8. **Bill No. 03-56, A Second Supplemental Ordinance** providing for the issuance and sale of **Berkeley County South Carolina, Water and Sewer System Revenue Bonds, Series 2003B**, in the principal amount of not exceeding \$3,500,000; prescribing the form and details of such bonds; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

9. **Bill No. 03-57, An Ordinance** amending the **Code of Ordinances** of Berkeley County, South Carolina, **Solid Waste Hauler Surety Bonds.**

[Recommended by Committee on Water and Sanitation]

FIRST READING:

1. **Bill No. 03-58, An Ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Edwardine Harrell**, 2479 N. Highway 17A, Macedonia, TMS #087-00-05-034, (32.88 acres), **from**

GC, General Commercial District and F-1, Agricultural District, to LI, Light Industrial District. Council District No. 6.

[Recommended by Committee on Land Use]

2. Bill No. 03-59, An Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Amam Abbas**, 607 Myers Road, Summerville, TMS #222-11-00-066, (1 acre), **from GC, General Commercial District, to R-1MM, Multi-Section Residential District.** Council District No. 4.

[Recommended by Committee on Land Use]

3. Bill No. 03-60, An Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Aaron & Eli Hyman**, Clements Ferry road and I-526, Wando, TMS #271-00-02-146, (4.96 acres), **from R-1MM, Multi-Section Residential, to GC, General Commercial District.** Council District No. 8.

[Recommended by Committee on Land Use]

4. Bill No. 03-61, An Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Robbie & Ann Brunson**, 1030 Cainhoy Road, Wando, TMS #263-00-01-010, (6.18 acres) **from R-2, Mobile Home Residential District, to GC, General Commercial District.** Council District No. 8.

[Recommended by Committee on Land Use]

RESOLUTIONS:

1. RESOLUTION identifying **Project LJD** for consideration of a Fee In Lieu of Tax Arrangement between Berkeley County, South Carolina, and a particular Company.

[Recommended by Committee on Finance]

2. RESOLUTION authorizing an amendment to the Pimlico Special Tax District By Laws.

[Recommended by Committee on Community Services]

REPORTS FROM STANDING COMMITTEES:

- 1. Committee on Finance.**
Councilmember, Mr. Dennis L. Fish, Chairman.
- 2. Committee on Land Use.**
Councilmember, Mr. Milton Farley, Chairman.
- 3. Committee on Public Works and Purchasing.**

4. **Councilmember, Caldwell Pinckney, Jr., Chairman.**
Bids and Recommendations:
 - a. Streets in Stoney Landing
5. **Committee on Justice and Public Safety.**
Councilmember, Mrs. Judy C. Mims, Chairman
6. **Committee on Water and Sanitation.**
Councilmember, Mr. Steve C. Davis, Chairman.
 - a. Summerville Water & Sewer Agreement.
7. **Committee on Planning and Development.**
Councilmember, Mr. Charles E. Davis, Chairman.
8. **Committee on Community Services.**
Councilmember, Mrs. Judith K. Spooner, Chairman.
9. **Committee on Human Services.**
Councilmember, Mr. William E. Crosby, Chairman.

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

ACCOMMODATIONS TAX ADVISORY COMMITTEE
BCD COUNCIL OF GOVERNMENTS
BERKELEY COUNTY LIBRARY BOARD
BERKELEY-CHARLESTON-DORCHESTER – RTMA
CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS
HOUSING BOARD OF ADJUSTMENTS AND APPEALS
MENTAL HEALTH BOARD
PIMLICO SPECIAL TAX DISTRICT
SANTÉE COOPER COUNTIES PROMOTION COMMISSION
SPIERS LANDING COMMISSION
TALL PINES SPECIAL TAX DISTRICT
TAX ASSESSMENT REVIEW BOARD
TRIDENT WORKFORCE INVESTMENT BOARD

CORRESPONDENCE

UNFINISHED BUSINESS

NEW BUSINESS

ANNOUNCEMENTS

The **OCTOBER 2003, Regular Meeting of Berkeley County Council** will be held on **MONDAY OCTOBER 27TH 2003**, in **THE ASSEMBLY ROOM, 223 NORTH LIVE OAK DRIVE, MONCKS CORNER, S. C.**, at **7:00 P.M.**

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

September 17, 2003
S/Barbara B. Austin
Clerk of County Council